

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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JESSE FUENTES,

Plaintiff,

23 CIVIL 4585 (JW)

-v-

JUDGMENT

COMMISSIONER OF THE SOCIAL SECURITY
ADMINISTRATION,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion & Order dated September 30, 2024, this Court finds that ALJ Stacchini's RFC determination was not supported by substantial evidence. More specifically, ALJ Stacchini erroneously relied on insufficient consulting opinion evidence and dismissed the opinion of Fuentes' primary care provider without sufficient evidence to do so. Therefore, remand is required. For the foregoing reasons, Plaintiff's Motion (Dkt. No. 21) is GRANTED.

Dated: New York, New York
September 30, 2024

DANIEL ORTIZ

Acting Clerk of Court

BY:

K. mango

Deputy Clerk